



State of Washington

DEPARTMENT OF FISH AND WILDLIFE

Mailing Address: 600 Capitol Way N - Olympia, Washington 98501-1091 - (360) 902-2200, TDD (360) 902-2207

Main Office location: Natural Resources Building - 1111 Washington Street SE - Olympia, WA

DETERMINATION OF NONSIGNIFICANCE (DNS)

Name of Proposal: NILE CREEK-MATSON BARRIER REMOVAL AND TRUST WATER PROJECT

Description of Proposal:

The project, located on Nile Creek and the Naches River, includes the removal of an unscreened gravity irrigation diversion in Nile Creek that is a partial fish passage barrier, moving the point of diversion for the Nile Creek water right to the Naches River, installing a pump and fish screen for the new Naches River point of diversion, and piping the water to the place of use/irrigation pond for further water savings and more water placed in trust for conveyance water savings. About 3.75 CFS will be placed into trust for Nile Creek and approximately 3,000 feet of pipeline will be constructed

Proponent/Applicant:

North Yakima Conservation District (NYCD)

Mike Tobin, NYCD Manager

1606 Perry Street, Suite C

Yakima, WA 98902

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Location of Proposal, including street, if any: Located near the confluence of Nile Creek with the Naches River, Yakima County, Washington

- WRIA 38
- Intersection of Nile Road and Clover Springs Road Naches, WA 98937-8902
- Parcel Numbers: 15163314001, 15163313001, 15163313001, 15163311003
- Section 33, Township 16 N, Range 15 East WM

Lead Agency: Washington Department of Fish and Wildlife (WDFW)

WDFW has determined that this proposal will likely not have a significant adverse impact on the environment. Therefore, state law¹ does not require an environmental impact statement (EIS). WDFW made this determination of nonsignificance (DNS) after we reviewed the environmental checklist and other information on file with us.

We issued this DNS according to state rules.² We will **not act on this proposal for 14 days** from the date we issued the DNS. Agencies, affected tribes, and members of the public are invited to comment on this proposal or DNS. We must receive your comments within 14 days of the date of this letter. This means we must receive your comments by **June 16, 2010**

You can submit your comments by email to SEPAdesk2@dfw.wa.gov, through the WDFW SEPA website comment link at <http://www.wdfw.wa.gov/hab/sepa/sepa.htm>, fax to (360) 902-2946, or mail to the address below. When you send us your comments, please provide the name

of the proposal in your comment letter.

Responsible Official: Teresa A. Eturaspe

Position/Title: SEPA/NEPA Coordinator, WDFW Regulatory Services Section

Address: 600 Capitol Way North, Olympia, WA 98501-1091

After the comment period closes, applicants may view the updated status of this proposal on the WDFW SEPA website: <http://www.wdfw.wa.gov/hab/sepa/sepa.htm>. Once the status is posted as final, applicants and permittees may take action on the proposal. When a proposal is modified or withdrawn, notice will be given in accordance with state law.¹

If you have questions about this DNS or the details of the proposal, contact Teresa Eturaspe at the address, e-mail, or fax number above; you can also call her at (360) 902-2575.

DATE OF ISSUE: June 2, 2010 **SIGNATURE:**



Footnotes

1. RCW 43.21C.030(2)(c)
2. WAC 197-11-340(2).

SEPA Log Number: 10 -041. dns